

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO :1545 OF 1996

DATED: 15-09-2005

Between:

Dasari Saroja W/o.Rajaiah

R/o.Laxmipuram village,

Ramadugu Mandal, Karimnagar district Petitioner

And

The District Collector (C.S), Karimnagar

Karimnagar district & others Respondents

THE HON'BLE SRI JUSTICE N.V.RAMANA

WRIT PETITION NO. 1545 OF 1996

ORAL ORDER:

The present writ petition is filed questioning the proceedings in

Lr No.K/7348/95 dated 24-1-1996 appointing the 4th respondent as fair price shop dealer of the Laxmipuram village, Ramadugu Mandal, Karimnagar and for a direction to the respondents for continuation/regularization of the petitioner as a fair price shop dealer.

The facts in brief which lead to filing of the present writ petition are that pursuant to notification dated 3-13-1994, the petitioner herein applied for appointment of fair price shop dealer of Laxmipuram fair price shop in the category of Scheduled Caste-ladies. That the candidature of the 4th respondent was rejected on the ground that she is not resident of the subject village and petitioner was appointed as fair price shop dealer on 6-4-1995. Thereafter, the 2nd respondent once again issued a notification dated 24-12-1995 treating the Laxmipuram fair price shop as a vacant and calling for applications from the Schedule Caste – women. It is stated that though the petitioner was functioning as a fair price shop dealer, she also submitted her application in terms of the notification dated 24-12-1995. While so, the 4th respondent was appointed as a fair price shop dealer vide proceedings dated 24-1-1996. Questioning the said appointment the present writ petition is filed for a writ of mandamus declaring the proceedings dated 24-1-1996 as illegal and for a consequential direction to regularize the petitioner as fair price shop dealer.

Learned counsel for petitioner submitted that while admitting the writ petition, this Court by order dated 31-01-1996 granted interim suspension of the impugned proceedings dated 24-01-1996. It is further submitted that the petitioner possess the required qualification to hold the fair price shop dealership and sought for a direction for regularization of the petitioner as a fair price shop dealer.

On the other hand, learned Government Pleader for Civil Supplies submitted that as regards regularization of the petitioner as a fair price shop dealer is concerned, it is for the concerned authorities to take a decision in the matter and there are no merits in the writ petition and as such the same may be dismissed.

It is now well settled that this Court cannot grant directions to Executive Authorities for regularization of a fair price shop and it is for the concerned authorities to consider the matter and take appropriate decision in the larger public interest. Hence, the relief of regularization of petitioner as fair price shop dealer cannot be accepted. There are no merits in the writ petition.

Accordingly, the writ petition is dismissed. No costs.

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N.V.RAMANA,J

15-09-2005

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